

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

DR. MORGAN REYNOLDS on behalf §  
of the UNITED STATES OF AMERICA §

Plaintiff, §

vs. §

SCIENCE APPLICATIONS §

INTERNATIONAL CORP.; APPLIED §

RESEARCH ASSOCIATES, INC.; §

BOEING, NuSTATS; COMPUTER §

AIDED ENGINEERING ASSOCIATES, §

INC.; DATASOURCE, INC.; §

GEOSTAATS, INC.; GILSANZ §

MURRAY STEFICEK LLP; HUGHES §

ASSOCIATES, INC.; AJMAL ABBASI; §

EDUARDO KAUSEL; DAVID PARKS; §

DAVID SHARP; DANIELE VENEZANO; §

JOSEF VAN DYCK; KASPAR WILLIAM; §

ROLF JENSEN & ASSOCIATES, INC.; §

ROSENWASSER/GROSSMAN §

CONSULTING ENGINEERS, P.C.; §

SIMPSON GUMPERTZ & HEGER, INC.; §

S. K. GHOSH ASSOCIATES, INC.; §

SKIDMORE, OWINGS & MERRILL, §

LLP; TENG & ASSOCIATES, INC.; §

UNDERWRITERS LABORATORIES, §

INC.; WISS, JANNEY, ELSTNER §

ASSOCIATES, INC.; AMERICAN §

AIRLINES; SILVERSTEIN PROPERTIES; §

and UNITED AIRLINES, §

Defendants. §

Case No. 07CV4612 (GBD)

**§ APPLIED RESEARCH ASSOCIATES, INC.'S  
NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that, upon Defendant Applied Research Associates, Inc.'s Motion to Dismiss, and all prior pleadings and proceedings in this case, the undersigned will move this Court, before the Honorable George B. Daniels, United States District Judge, at the United States Courthouse located at 500 Pearl Street, New York, New York, at a date and time to be set by the Court, for an order pursuant to Rule 12(b)(1) and 9(b) of the Federal Rules of Civil

Procedure dismissing the Complaint of Plaintiff/Relator and grating Defendant Applied Research Associates, Inc. such other and further relief as the Court may deem just and proper.

Dated: October 9, 2007  
Denver, Colorado

**s/ Gail D. Zirkelbach**

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*Counsel for Applied Research Associates, Inc.*

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 9th day of October 2007, I electronically filed the foregoing **APPLIED RESEARCH ASSOCIATES, INC.'S NOTICE OF MOTION** with the Clerk of Court using the CM/ECF system which will send notification of filing to the following e-mail addresses:

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And I hereby certify that I have mailed or served the document or paper to the following non-CM/ECF participants by U.S. Mail, first class, postage prepaid and addressed to the following:

None.

**s/ Gail D. Zirkelbach**

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